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May 6, 2011

VIA ECF

The Honorable Roanne L. Mann
United States Magistrate Judge
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

RE: *In the Matter of the Petition of North East Marine, Inc.,
As Owner of the Tug ELENA, a 35' Deck Barge and a 40'
Deck Barge, For Exoneration from and Limitation of Liability*
United States District Court – Eastern District of New York
Case No.: 09 Civ. 5600 (Amon, J.)(Mann, M.J.)
Our File No.: 10000530 DRH/GSR

Dear Judge Mann:

This office represents the petitioner, North East Marine, Inc. in the above-captioned case. Pursuant to this Court's Order we provide a brief status report regarding this litigation.

An appointment was made for the claimant, Robert Boody to be examined by Dr. William B. Head, Jr. on April 28, 2011. Apparently due to illness Robert Boody was unable to attend this neuro-psychiatric examination and the exam has been rescheduled for June 14, 2011. Until such time as the examination has been completed an expert disclosure by Dr. Head cannot be prepared and served on all parties. Robert Boody was also examined by Dr. Maurice Carter and we have been advised that he has issued his report which will be served on all parties upon receipt of the report.

Hon. Roanne L. Mann
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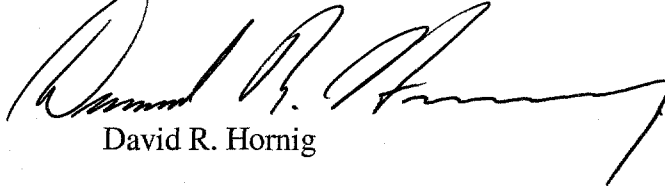
With the exception of disclosing medical experts and their reports, all discovery has been completed in this case. The claimant, Robert Boody, through his counsel has requested of petitioner North East Marine, Inc. provide current or last known addresses of a former captain by the name of Skip Keyes and a former deckhand by the name of George who are no longer employed by North East Marine. These two individuals were at the location where Robert Boody was allegedly injured according to the testimony of witnesses in this case. The petitioner does not have last known addresses and only has telephone numbers which are presently disconnected or not in service. North East Marine and its counsel continue to search for these individuals and if they are located we will immediately notify all parties of their current addresses.

North East Marine has nothing further to report to the Court at this time.

Respectfully yours,

NICOLETTI HORNIG & SWEENEY

By:



David R. Hornig

DRH/mar

cc: **VIA ECF**

All Counsel